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02-05-04

PATENT APPLICATION

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Kostenuik et al.

Serial No.: 09/843,221

Group Art Unit No.: 1647

Filed: April 26, 2001

Examiner: Christopher J. Nichols, PhD

For: Modulators Of Receptors For Parathyroid Hormone And  
Parathyroid Hormone-Related Protein

Docket No.: A-665B

**TRANSMITTAL OF DECLARATION UNDER 37 CFR 1.67 (a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Examiner's Request in an Office Action dated May 5, 2003, Paper No. 13, noting that the Declaration is defective and a new oath or declaration is required because non-initialed alterations have been made, enclosed herewith is a substitute Declaration to more fully comply with 37 CFR 1.56.

The submission of this document is a supplemental response to the Response/Amendment and an Extension of Time mailed to the Examiner on November 5, 2003. Thus, Applicants believe no fee is due in connection with the filing of this substitute declaration; however, the Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 01-0519.

Respectfully submitted,

Robert B. Winter  
Attorney/Agent for Applicant(s)  
Registration No.: 34,458  
Phone: (805) 447-2425  
Date: February 3, 2004

Please send all future correspondence to:  
US Patent Operations/RBW  
Dept. 4300, M/S 27-4-A  
AMGEN INC.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

**EXPRESS MAIL CERTIFICATE**

"Express Mail" mail labeling number:

EV 352489168 US

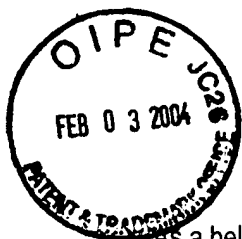
Date of Deposit:

February 3, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Printed Name

Signature

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of the invention entitled

**MODULATORS OF RECEPTORS FOR PARATHYROID HORMONE****AND PARATHYROID HORMONE-RELATED PROTEIN**

which is described and claimed in the specification which:

- ☐ is attached hereto.
- ☒ was filed on April 26, 2001  
as Application Serial No. 09/843,221  
and was amended on November 5, 2003 (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

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60/266,673	6, February, 2001
60/214,860	28, June, 2000
60/200,053	27, April, 2000

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to

**DECLARATION AND POWER OF ATTORNEY (cont'd)**

disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the filing date of this application:

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Power of Attorney: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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Full Name of Sole  
or First Inventor: Paul Kostenuik

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence and  
Post Office Address: 4009 Colonett Place  
Newbury Park, California 91320 U.S.A.  
(Address, City, State, Zip Code, Country)

Citizenship: Canadian

Full Name of Second  
Joint Inventor, if Any: Chuan-Fa Liu

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence and  
Post Office Address: 1425 Clover Creek Drive  
Longmont, Colorado 80503 U.S.A.  
(Address, City, State, Zip Code, Country)

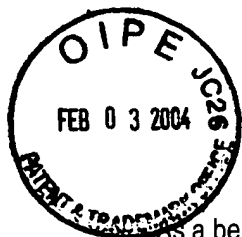
Citizenship: China

Full Name of Third  
Joint Inventor, if Any: David Lee Lacey

Inventor's Signature:  \_\_\_\_\_ Date: December 11, 2005

Residence and  
Post Office Address: 614 Paseo Vista  
Newbury Park, California 91320 U.S.A.  
(Address, City, State, Zip Code, Country)

Citizenship: United States

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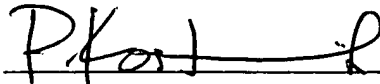
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Full Name of Sole  
or First Inventor:

Paul Kostenuik

Inventor's Signature:



Date:

11/10/03

Residence and  
Post Office Address:

4009 Colonnade Place  
Newbury Park, California 91320 U.S.A.

(Address, City, State, Zip Code, Country)

Citizenship:

Canadian

Full Name of Second  
Joint Inventor, if Any:

Chuan-Fa Liu

Inventor's Signature:

Date:

Residence and  
Post Office Address:

1425 Clover Creek Drive  
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Citizenship:

China

Full Name of Third  
Joint Inventor, if Any:

David Lee Lacey

Inventor's Signature:

Date:

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Docket No.: A-665B

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Joint Inventor, if Any:

Chuan-Fa Liu

Inventor's Signature:

*Chuanfa Liu*

Date: Nov 14<sup>th</sup>, 2003

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Citizenship:

United States

Full Name of Third  
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